

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.20510 OF 2005

DATED:19.9.2005

Between:

Nallamasu Laxmaiah,

S/o.Sri Veera Mallaiah

R/o.H.No.1-3-20 & 21,

Girni Gadda Street,

Jangaon Toan & Mandal

Warangal District

...Petitioner

And

Smt. Nasatti Lakshmi,

W/o.M.Murli Dhar

H.No.1-3-18, Girnigadda, Street,

Jangaon Town & Mandal, Warangal District and others

...Respondents

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ORDER:

The petitioner is resident of Jangaon Nagar Panchayat. He claims to be absolute owner of house No.1-3-20 & 21, Girni Gadda Street of the said town. It appears, first respondent purchased the property bearing Nos.1-3-17 to 19 (new) in the same street and is neighbour of the petitioner. The petitioner alleged that first respondent occupied Nagar Panchayat by-lane to an extent of 15.05 Sq.yards and constructed rooms and latrines causing nuisance and inconvenience. The petitioner therefore submitted a representation to the fourth respondent who by endorsement dt.26.7.2000 directed the second respondent to take necessary action in the matter. The Town Planning Building Overseer (TPBO) was deputed to inspect the site. After getting his report from TPBO, second respondent informed the petitioner that there is

no galli (by-lane) between house No.1-3-19 and 1-3-20 as per physical inspection and petitioner did not place any documents. Aggrieved by the same, petitioner submitted an appeal to the counsel of the Nagar Panchayat purportedly under Section 345 of the A.P. Municipalities Act, 1965. No orders are passed thereon. Hence, present Writ Petition is filed.

A copy of the appeal filed by the petitioner before the Municipal Council, Nagar Panchayat, Janagaon is placed before this Court. Therefore, if the same is not already disposed of, the Municipal Council may consider the appeal and pass appropriate orders as and when it is convened.

The Writ Petition is accordingly disposed of. No costs.

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(V.V.S.RAO, J)

19.9.2005

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